

**Tennessee Board of Medical Examiners’
Committee on Physician Assistants
July 7, 2006**

Minutes

A regular meeting of the Tennessee Board of Medical Examiners’ Committee on Physician Assistants was held at the Millennium Maxwell House Hotel Nashville, 2025 Metro Center Blvd. on July 7, 2006.

Members Present: Glen Alexander, PA; Anne Arney, Consumer Member;
Jonathan White, PA; Janet Johnson, OPA and
Johnny Nowlin, PA

Staff Present: LaTonya Shelton, Administrator; Marsha Arnold, Unit Manager;
Rosemarie Otto, Executive Director; Robert Kraemer, Deputy General
Counsel; Jerry Kosten, Rules Coordinator and Robbie Bell, Director

Glen Alexander, Committee Chairman called the meeting to order at 9:26 a.m. The Chairman determined that a sufficient number of members were in attendance to constitute a quorum.

Approval of Minutes

Jonathan White made a motion to approve the minutes of the April 21, 2006 meeting. Anne Arney seconded the motion. The motion passed unanimously.

Financial Report

Rosemarie Otto, Executive Director of the Medical Board, reported that the financial report indicated a surplus of \$188,927.25. Ms. Robbie Bell, Director informed the Committee of upcoming expenditures such as the new MARS system, the Controlled Substance Data Base costs as well as the cost of the move.

Disciplinary Report

The Committee reviewed the written report submitted by the disciplinary coordinator which indicated two licensees are being monitored and are in compliance.

Investigations Report

In the absence of Denise Moran, Director of the Bureau of Investigations, Lea Phelps informed the committee that there were two open complaints in the Bureau of Investigations regarding physician assistants. Ms. Phelps also informed the Committee that if they had any detailed questions that Mrs. Moran could be called to the meeting.

Manager's Report

Marsha Arnold reported on the activities that have transpired in the administrative office between April 1, 2006 and May 31, 2006 concerning Physician Assistants. The report read as follows:

23 new applications, 16 new licenses, 49 mailed out renewals and 1 licensure reinstatement. The actual processing time of renewals in our office is 4.7 days. The actual processing time for new applications in our office is 51.4 days. The number of active licensees as of May 31, 2006 is 826.

Ratification of New Licenses, Temporary Permits and Reinstatements

Jonathan White made a motion to ratify the new licenses, temporary permits, and retirements. Anne Arney seconded the motion. The motion passed unanimously.

Tennessee Professional Assistant Program (TNPAP)

Mr. Mike Harkreader discussed the TNPAP report with the Committee. For the period of July 2005 through March 31, 2006 TNPAP had a total of four (4) participants referred from different sources. Mr. Harkreader also informed the Committee that one participant was discharged for non-compliance and has been referred to the Bureau of Investigations for processing.

OGC Report

Mr. Robert Kraemer, Assistant General Counsel, informed the Committee that the Criminal Background Checks (05-1025) rulemaking hearing was on March 18, 2005 and the amended rule was also adopted by the Committee on April 25, 2005 and the Medical Board on May 17, 2005 and sent to the Attorney General on May 23, 2005. It was filed with the Secretary of State on March 17, 2006 and becomes effective on May 31, 2006. Mr. Kraemer also stated that the 2005 Legislation Amendments (05-1325) the amendments went to rulemaking hearing on September 20, 2005. The amendments were adopted by the Committee on October 2, 2005 and the Board on November 15, 2005, and were sent to the Attorney General on November 21, 2005. They were filed with the Secretary of State on June 23, 2006 and became effective on September 6, 2006. The Advertising (06-1009) amendments went to rulemaking hearing on April 6, 2006. The amendments were adopted by the Committee on April 22, 2006 but the Board at its May meeting rejected the modifications made by the committee from the recommended language which was published in the Notice. The amendments are now back to the Committee for possible revision. Stays, Reconsideration and PLLC & PC Amendments- (05-1529) these amendments went to rulemaking hearing on December 20, 2005. The amendments were adopted by the Committee on January 13, 2006 and the Board on January 24, 2006, and were sent to the Attorney General on January 27, 2006. They are still there. Mr. Kraemer also stated that there were five cases open in the Office of General Counsel pertaining to the Board of Medical Examiners' Committee on Physician Assistants.

Rule Action

Mr. Alexander reported to the Committee on the meeting with the Tennessee Board of Medical Examiners on July 25, 2006. He stated that the Board did not agree with the proposed changes to the advertising rule. After questions, answers and discussions, Ms. Johnny Nowlin made a motion to delete subsection (F) from the advertising rule altogether and send the amendment back to the Medical Board. Ms. Anne Arney seconded the motion. Mr. Jonathan White made a motion to adopt the rule as amended and Ms. Anne Arney seconded the motion. The amended rule was adopted by a unanimous roll call vote.

General Discussion

Allen Tate, Lascassas, TN - Ratification of action by administrative office to notify practitioner of loss of authorization to practice as a Physician Assistant. Jonathan White made a motion to ratify the notification and Anne Arney seconded the motion. The motion passed unanimously.

Applicant Interview- Stephan Lewis, PA; Ft. Oglethorpe, GA was absent and the Committee decided to defer the interview to the October 13, 2006 meeting.

Order of Compliance- Don Stanton, PA; Knoxville, TN was present without an attorney Janet Johnson made motion to accept the Order of Compliance petition. Johnny Nowlin seconded the motion. The motion passed unanimously.

Contested Hearing

Anne Weir, PA- Ms. Weir was present and was represented by Mr. Frank Scanlon. Mr. Shiva Bozarth represented the State. The Honorable Judge Barber presided. The hearing is to be continued on October 13, 2006.

“Noteworthy” on the Internet.

This meeting adjourned at 4:04 p.m. The next meeting is October 13, 2006 at 9:00 a.m. at 227 French Landing, Heritage Place Metro Center, Nashville, TN 37228

Approved this 13th day of October, 2006 by the Committee on Physician Assistants.

Secretary